HON'BLE SHRI G.S.SINGHVI, THE CHIEF JUSTICE
AND
HON'BLE SHRI JUSTICE C.V.NAGARJUNA REDDY

WRIT APPEAL NO.918 OF 2006

Between:

Mohd Shoaib Ali
. . .Appellant

AND

The State of Andhra Pradesh and others
. . .Respondents

Counsel for the Appellant : Shri K.S.Murthy

Counsel for the respondent Nos.1&4 : Government Pleader for Medical and Health

Counsel for the respondent No.2 : Shri D.V.Nagarjuna Babu

Counsel for the respondent No.3 : Shri K.G.K.Prasad

Dated: 30th October, 2006

: JUDGMENT :

PER G.S.SINGHVI, CJ

This appeal is directed against order dated 21.08.2006 passed by the learned Single Judge in WPMP No.21210 of 2006 whereby he rejected the appellant's prayer for issue of an interim direction to the respondents to admit him in M.B.B.S. course in Deccan College of Medical Sciences, Kanchanbagh, Hyderabad.

We have heard learned counsel for the parties and perused the record.

It is not in dispute that another writ petition filed by the appellant for issue of mandamus to the respondents to admit him in M.B.B.S. course, which was registered as Writ Petition No.16251 of 2006, was dismissed by the learned Single Judge and Writ Appeal No.925 of 2006 filed against the order of the learned Single Judge was dismissed by the Division Bench on 13.09.2006.

In reply to the Court's query, learned counsel for the appellant fairly stated that his client did not challenge order dated 13.09.2006 passed by the Division bench by filing petition for special leave to appeal. Therefore, that order will be deemed to have become final and, in that view of the matter, we do not find any justification to interfere with the discretion exercised by the learned Single Judge not to entertain the appellant's prayer for interim relief.

In the result, the appeal is dismissed.

As a sequel to dismissal of the writ appeal, WAMP No.1941 of 2006 filed by the appellant is also dismissed.

G.S.SINGHVI, CJ

C.V.NAGARJUNA REDDY, J

Date: 30.10.2006

kvni